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No. 14

## Senate

The Senate was not in session today. Its next meeting will be held on Monday, January 26, 2009, at 2 p.m.

## House of Representatives

FRIDAY, JANUARY 23, 2009

The House met at noon and was called to order by the Speaker pro tempore (Ms. EDWARDS of Maryland).

### DESIGNATION OF THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC,  
January 23, 2009.

I hereby appoint the Honorable DONNA F. EDWARDS to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

### PRAYER

The Chaplain, the Reverend Daniel P. Coughlin, offered the following prayer:  
Lord God, who enters into dialogue with Your people and receives our prayers and petitions, be with the people of the United States who have established through the Constitution three branches of government.

May this government by the people ever flourish with Your blessing and by Your divine guidance. May each branch of government be faithful to its constitutional duties and firm in its unique sovereignty.

Together, may the branches strengthen the tree of national unity so that all citizens may grow in peace and patriotism.

This we ask, placing all our trust in You, Almighty God, both now and forever. Amen.

### THE JOURNAL

The SPEAKER pro tempore. The Chair has examined the Journal of the last day's proceedings and announces to the House her approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

### PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. The Chair will lead the House in the Pledge of Allegiance.

The SPEAKER pro tempore led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

### MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 181. An act to amend title VII of the Civil Rights Act of 1964 and the Age Discrimination in Employment Act of 1967, and to modify the operation of the Americans with Disabilities Act of 1990 and the Rehabilitation Act of 1973, to clarify that a discriminatory compensation decision or other practice that is unlawful under such Acts occurs each time compensation is paid pursuant to the discriminatory compensation decision or other practice, and for other purposes.

The message also announced that pursuant to Public Law 94-304, as amended by Public Law 99-7, the Chair,

on behalf of the Vice President, appoints the following Senator as a member of the Commission on Security and Cooperation in Europe during the One Hundred Eleventh Congress:

The Senator from Maryland (Mr. CARDIN).

The message also announced that pursuant to Public Law 94-304, as amended by Public Law 99-7, the Chair, on behalf of the Vice President, appoints the following Senator as Chairman of the Commission on Security and Cooperation in Europe during the One Hundred Eleventh Congress:

The Senator from Maryland (Mr. CARDIN).

The message also announced that pursuant to the provisions of sections 42 and 43 of title 20, United States Code, the Chair, on behalf of the Vice President, appoints the following Senator as a member of the Board of Regents of the Smithsonian Institution for the One Hundred Eleventh Congress:

The Senator from Mississippi (Mr. COCHRAN).

### APPOINTMENT AS DIRECTOR OF CONGRESSIONAL BUDGET OFFICE

The SPEAKER pro tempore. Pursuant to the provisions of section 201(a)(2) of the Congressional Budget Act of 1974, the Speaker of the House of Representatives and the President pro tempore of the Senate hereby appoint Dr. Douglas W. Elmendorf as Director of the Congressional Budget Office effective immediately for the remainder of the term expiring January 3, 2011.

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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PUBLICATION OF THE RULES OF  
THE COMMITTEE ON EDUCATION  
AND LABOR, 111TH CONGRESS

Mr. GEORGE MILLER of California. Madam Speaker, pursuant to Rule XI, Clause 2(a)(2) of Rules of the House of Representatives, I respectfully submit the rules for the 111th Congress for the Committee on Education and Labor for publication in the CONGRESSIONAL RECORD. The Committee adopted these rules by voice vote, with a quorum being present, at our organizational meeting on January 21, 2009.

THE RULES OF THE COMMITTEE ON EDUCATION  
AND LABOR FOR THE 111TH CONGRESS

RULE 1. REGULAR, ADDITIONAL, AND SPECIAL  
MEETINGS

(a) Regular meetings of the Committee shall be held on the second Wednesday of each month at 9:30 a.m., while the House is in session. When the Chair determines that the Committee will not consider any bill or resolution before the Committee and that there is no other business to be transacted at a regular meeting, he or she will give each member of the Committee, as far in advance of the day of the regular meeting as the circumstances make practicable, written notice to that effect, and no regular Committee meeting shall be held on that day.

(b) The Chair may call and convene, as he or she considers necessary, additional meetings of the Committee for the consideration of any bill or resolution pending before the Committee or for the conduct of other Committee business.

(c) If at least three members of the Committee desire that a special meeting of the Committee be called by the Chair, those members may file in the offices of the Committee their written request to the Chair for that special meeting. Immediately upon the filing of the request, the staff director of the Committee shall notify the Chair of the filing of the request. If, within three calendar days after the filing of the request, the Chair does not call the requested special meeting to be held within seven calendar days after the filing of the request, a majority of the members of the Committee may file in the offices of the Committee their written notice that a special meeting of the Committee will be held, specifying the date and hour thereof, and the measure or matter to be considered at that special meeting. Immediately upon the filing of the notice, the staff director of the Committee shall notify all members of the Committee that such meeting will be held and inform them of its date and hour and the measure or matter to be considered. The Committee shall meet on that date and hour and only the measure or matter specified in that notice may be considered at that special meeting.

(d) Legislative meetings of the Committee and its subcommittees shall be open to the public, including radio, television and still photography coverage, unless such meetings are closed pursuant to the requirements of the Rules of the House. No business meeting of the Committee, other than regularly scheduled meetings, may be held without each member being given reasonable notice.

(e) The Chair of the Committee or of a subcommittee, as appropriate, shall preside at meetings or hearings. In the absence of the Chair of the Committee or of a subcommittee, members shall preside as provided in clause 2(d) of Rule XI of the Rules of the House of Representatives. No person other than a Member of Congress or Congressional staff may walk in, stand in, or be seated at the rostrum area during a meeting or hearing of the Committee or Subcommittee unless authorized by the Chair.

RULE 2. STANDING SUBCOMMITTEES AND  
JURISDICTION

(a) There shall be five standing subcommittees. In addition to conducting oversight in the area of their respective jurisdictions as required in clause 2 of Rule X of the House, each subcommittee shall have the following jurisdiction:

*Subcommittee on Early Childhood, Elementary and Secondary Education.*—Education from early learning through the high school level including, but not limited to, elementary and secondary education, education of the disabled, the homeless and migrant and agricultural labor. Also including school construction, overseas dependent schools, career and technical training, school safety and alcohol and drug abuse prevention, educational research and improvement, including the Institute of Education Sciences; and early care and education programs and early learning programs, including the Head Start Act and the Child Care and Development Block Grant Act.

*Subcommittee on Higher Education, Lifelong Learning and Competitiveness.*—Education and training beyond the high school level including, but not limited to higher education generally, postsecondary student assistance and employment services, the Higher Education Act; postsecondary career and technical education, training and apprenticeship, including the Workforce Investment Act, displaced homemakers, adult basic education (family literacy), rehabilitation, professional development, and training programs from immigration funding; pre-service and in-service teacher training, including Title II of the Elementary and Secondary Education Act and Title II of the Higher Education Act; science and technology programs; affirmative action in higher education; Title IX of the Education Amendments of 1972; all welfare reform programs including, work incentive programs, welfare-to-work requirements; the Native American Programs Act, the Robert A. Taft Institute, and Institute for Peace.

*Subcommittee on Healthy Families and Communities.*—Adolescent development and training programs, including but not limited to those providing for the care and treatment of certain at risk youth, including the Juvenile Justice and Delinquency Prevention Act and the Runaway and Homeless Youth Act; all matters dealing with child abuse and domestic violence, including the Child Abuse Prevention and Treatment Act, and child adoption; school lunch and child nutrition, poverty programs including the Community Services Block Grant Act, and the Low Income Home Energy Assistance Program (LIHEAP); all matters dealing with programs and services for the elderly, including nutrition programs and the Older Americans Act; environmental education; all domestic volunteer programs; library services and construction, and programs related to the arts and humanities, museum services, and arts and artifacts indemnity.

*Subcommittee on Workforce Protections.*—Wages and hours of labor including, but not limited to, Davis-Bacon Act, Walsh-Healey Act, Fair Labor Standards Act, workers' compensation including, Longshore and Harbor Workers' Compensation Act, Federal Employees' Compensation Act, Migrant and Seasonal Agricultural Worker Protection Act, Service Contract Act, Family and Medical Leave Act, Worker Adjustment and Retraining Notification Act, including training for dislocated workers, Employee Polygraph Protection Act of 1988, trade and immigration issues as they impact employers and workers, and workers' health and safety including, but not limited to, occupational safety and health, mine health and safety, youth camp safety, and migrant and agricultural labor health and safety.

*Subcommittee on Health, Employment, Labor and Pensions.*—All matters dealing with relationships between employers and workers generally including, but not limited to, the National Labor Relations Act, Labor Management Relations Act, Labor-Management Reporting and Disclosure Act, Bureau of Labor Statistics, employment-related retirement security, including pension, health and other employee benefits, the Employee Retirement Income Security Act (ERISA); all matters related to equal employment opportunity and civil rights in employment, including affirmative action.

(b) The majority party members of the Committee may provide for such temporary, ad hoc subcommittees as determined to be appropriate.

RULE 3. EX OFFICIO MEMBERSHIP

The Chair of the Committee and the ranking minority party member shall be ex officio members, but not voting members, of each subcommittee to which such Chair or ranking minority party member has not been assigned.

RULE 4. SUBCOMMITTEE SCHEDULING

(a) Subcommittee chair shall set meeting or hearing dates after consultation with the Chair and other subcommittee chair with a view toward avoiding simultaneous scheduling of Committee and subcommittee meetings or hearings, wherever possible. No such meetings or hearings, however, shall be held outside of Washington, D.C., or during a recess or adjournment of the House of Representatives without the prior authorization of the Committee Chair. Where practicable, 14 days' notice will be given of such meeting or hearing.

(b) Available dates for subcommittee meetings during the session shall be assigned by the Chair to the subcommittees as nearly as practicable in rotation and in accordance with their workloads. As far as practicable, the Chair shall not schedule simultaneous subcommittee markups, a subcommittee markup during a full Committee markup or any hearing during a markup.

RULE 5. SUBCOMMITTEE RULES

The rules of the Committee shall be the rules of its subcommittees.

RULE 6. SPECIAL ASSIGNMENT OF MEMBERS

To facilitate the oversight and other legislative and investigative activities of the committee, the Chair of the Committee may, at the request of a subcommittee Chair, make a temporary assignment of any member of the Committee to such subcommittee for the purpose of constituting a quorum and of enabling such member to participate in any public hearing, investigation, or study by such subcommittee to be held outside of Washington, D.C. Any member of the Committee may attend public hearings of any subcommittee and any member of the Committee may question witnesses only when they have been recognized by the Chair for that purpose.

RULE 7. HEARING PROCEDURE

(a) The Chair, in the case of hearings to be conducted by the Committee, and the appropriate subcommittee chair, in the case of hearings to be conducted by a subcommittee, shall make public announcement of the date, place, and subject matter of any hearing to be conducted on any measure or matter at least one week before the commencement of that hearing unless the Committee or subcommittee determines that there is good cause to begin such hearing at an earlier date. In the latter event, the Chair or the subcommittee chair, as the case may be, shall make such public announcement at the earliest possible date. To the extent practicable, the Chair or the subcommittee chair